

REMARKS

The examiner's action dated July 17, 2009, has been received and its contents carefully noted.

In order to advance matters, claim 24 has been amended to specify that the indicator chamber is external to the collection chamber.

The restriction requirement presented in the action is traversed in view of the amendment that has been made to claim 24, with the result that claims 24 and 36 are no longer drawn to separate inventions.

In the explanation of the restriction requirement, the Examiner indicated that the claims of Group I are characterized by the device having indicator chambers external to the collection chamber. Since claim 24 now includes this limitation, restriction is no longer proper.

It is therefore requested that the restriction requirement be withdrawn.

However, to be fully compliant with PTO rules, applicant hereby provisionally selects the claims of Group I for examination on the merits in this application.

In view of an agreement previously reached during the personal interview of April 22, 2009, and the fact the independent claims now include the limitation on which the agreement was based, it is believed that the patentability issues have already been resolved.

In view of the foregoing, it is requested that the previous prior art rejections be reconsidered and withdrawn,

that the pending claims be allowed and that the application be found in allowable condition.

If the above amendment should not now place the application in condition for allowance, the Examiner is invited to call undersigned counsel to resolve any remaining issues.

Respectfully submitted,

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